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# FAX TRANSMISSION

DATE:

November 18, 2005

PTO IDENTIFIER:

10/533143-Conf. #5048 Application Number

**Patent Number** 

Inventor:

Seiji SUGIURA et al.

MESSAGE TO:

US Patent and Trademark Office

FAX NUMBER:

(571) 273-8500

FROM:

LAHIVE & COCKFIELD, LLP

Anthony A. Laurentano

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Attorney Dkt. #:

**TOW-099US** 

PAGES (Including Cover Sheet): 17

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Request for Corrected Filing Receipt (2 pages)

Copy of Filing Receipt with correction noted thereon (3 pages) Copy of Declaration, Petition and Power of Attorney (6 pages)

Copy of Application Data Sheet (4 pages) Certificate of Transmission (1 page)

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Application No. (If known): 10/533143

Attorney Docket No.: TOW-099US

# Certificate of Transmission under 37 CFR 1.8

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November 18, 2005

Anthony A. Laurentano Typed or printed name of person signing Certificate 38,220 (617) 227-7400 Telephone Number Registration Number, if applicable

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Request for Corrected Filing Receipt Copy of Filing Receipt with correction noted thereon Capy of Declaration, Petition and Power of Attorney Copy of Application Data Sheet

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Dated: November 18, 2006 Signature:

Anthony Maurantano)

Docket No.: TOW-099US

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Seiji Sugiura et al.

Application No.: 10/533143

Confirmation No.: 5048

Filed: April 27, 2005

Art Unit: 1745

For: FUEL CELL

Examiner: Not Yet Assigned

# REQUEST FOR CORRECTED FILING RECEIPT

Office of Initial Patent Examination Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that a corrected Filing Receipt be issued in the above-identified patent application. The official Filing Receipt received by Applicants, a copy of which is attached hereto, omitted two application numbers in the Foreign Applications priority data section. Please add:

JAPAN 2003-360900 10/21/2003 JAPAN 2003-360907 10/21/2003

In support of this correction, Applicants' attorney also encloses a copy of the executed Declaration, Petition and Power of Attorney and the Application Data Sheet which were filed with the new application on April 27, 2005.

Application No.: 10/533143

Docket No.: TOW-099US

Applicants additionally request that all pertinent U.S. Patent and Trademark Office records relating to the subject application be changed to reflect this correction.

Dated: November 18, 2005

Respectfully submitted,

Anthony A. Ladrentano Registration No.: 38,220

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# United States Patent and Trademark Office

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FILING OR 371 (c) DATE IND CLMS DRAWINGS TOT CLM8 APPL NO. ART UNIT FIL FEE REC'D ATTY, DOCKET NO TOW-099US 12 10/533,143 04/27/2005 1745 1000

LAHIVE&COCKFIELD

**CONFIRMATION NO. 5048** 

959 LAHIVE & COCKFIELD, LLP. 28 STATE STREET **BOSTON, MA 02109** 

FILING RECEIPT \*QC000000017026240\*

Date Mailed: 09/21/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt Incorporating the requested corrections (if appropriate).

Applicant(s)

Seiji Sugiura, Tochlgl-ken, JAPAN; Shuhei Goto, Tochlgi-ken, JAPAN; Kazuya Sasamoto, Tochigi-ken, JAPAN; Narutoshi Sugita, Tochigi-ken, JAPAN;

Power of Attorney: The patent practitioners associated with Customer Number 959.

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP03/13756 10/28/2003

Foreign Applications

JAPAN 2002-313242 10/28/2002 JAPAN 2002-336742 11/20/2002 JAPAN 2002-336753 11/20/2002

Tapan 2003-360900 10(21/2003 Japan 2003. 360987 10/21/2003 Projected Publication Date: 12/22/2005

Non-Publication Request: No

Early Publication Request: No

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FORWARDED:

Page 2 of 3

Title

Fuel cell

**Preliminary Class** 

429

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Customer Number: 00959

Attorney's Docket Number

TOW-099US

Declaration, Petition and Power of Attorney for Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

FUEL CELL	
the specification of which	,
(check one)	
X is attached hereto.	
was filed on October 28, 2003	as
PCT International Application Number <u>PCT/JP03/13756</u>	<u></u>
and was amended on(if applicable)	

I do not know and do not believe that the subject matter of this application was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date of this application, or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date of this application on an application filed more than twelve months (six months if this application is for a design) before the filing of this application; and I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application, that no application for patent or inventor's certificate on the subject matter of this application has been filed by me or my representatives or assigns in any country foreign to the United States, except those identified below, and that I have reviewed and understand the contents of the specification, including the claims as amended by any amendment referred to herein.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

# CLAIM OF BENEFIT OF EARLIER FOREIGN APPLICATION(S)

I hereby claim priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below, and have also identified below any foreign application(s) for patent or inventor's certificate filed by me on the same subject matter having a filing date before that of the application(s) from which priority is claimed.

#### Check one:

- \_ no such applications have been filed.
- X such applications have been filed as follows

# EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Country	Application Number	Date of Filing (month,day,year)	Priority Claimed Under 35 USC 119
JAPAN	Patent Application No. 2002-313242	October 28, 2002	x Yes No_
JAPAN	Patent Application No. 2002-336742	November 20, 2002	x Yes No_
JAPAN	Patent Application No. 2002-336753	November 20, 2002	x Yes No_
JAPAN	Patent Application No. 2003-360900	October 21, 2003	x Yes No_
JAPAN	Patent Application No. 2003-360907	October 21, 2003	x Yes No_

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

3.

# CLAIM FOR BENEFIT OF U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisi application(s) listed below.			
(Application Serial No.)	(Filing Date)		
(Application Serial No.)	(Filing Date)		

# CLAIM FOR BENEFIT OF EARLIER U.S./PCT APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, §120 of any earlier United States application(s) or PCT international application(s) designating the United States listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date(s) of the earlier application(s) and the national or PCT international filing date of this application. As to subject matter of this application which is common to my earlier application(s), if any, described below, I do not know and do not believe that the same was known or used by others in the United States or patented or described in a printed publication in any country before my invention thereof, or patented or described in a printed publication in any country or in public use or on sale in the United States more than one year prior to the date(s) of said earlier application(s), or first patented or caused to be patented or made the subject of an inventor's certificate by me or my legal representatives or assigns in a country foreign to the United States prior to the date(s) of said earlier application(s) on an application filed more than twelve months (six months if this application is for a design) before the filing of said earlier application(s); and I acknowledge that no application for patent or inventor's certificate on said subject matter has been filed by me or my representatives or assigns in any country foreign to the United States except those identified herein.

(Application Serial No.)	(Filing Date)	(Status) (patented,pending,aband.)
(Application Serial No.)	(Filing Date)	(Status)
		(patented,pending,aband.)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

James E. Cockfield	Reg. No. 19,162	Debra J. Milasincic	Reg. No. 46,931
Thomas V. Smurzynski	Reg. No. 24,798	David R. Burns	Reg. No. 46,590
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Amy B. Mandragouras	Reg. No. 36,207	Hathaway P. Russell	Reg. No. 46,488
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Megan B. Williams	Reg. No. 43,270	Cynthia M. Soroos	Reg. No. 53,623
Jeremiah Lynch	Reg. No. 17,425	Jonathan M. Sparks	Reg. No. 53,624
David J. Rikkers	Reg. No. 43,882	Andrina M. Zink	Reg. No. 54,539
Maria C. Laccotripe Zacharakis	Limited Recognition	John D. Lanza	Reg. No. 40,060
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Send Correspondence to Anthony A. Laurentano, Esq. at Customer Number: 00959 whose address is:

Lahiye & Cockfield, LLP, 28 State Street, Boston, MA 02109

Direct Telephone Calls to: (name and telephone number)

Anthony A. Laurentano, (617) 227-7400

Wherefore I petition that letters patent be granted to me for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe my name to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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COPY

None

No

#### **Application Data Sheet**

#### **Application Information**

Sequence submission?::

Application Type:: Regular
Subject Matter:: Utility
Suggested Group Art Unit:: N/A
CD-ROM or CD-R?:: None

Computer Readable Form (CRF)?:: No

Title:: FUEL CELL

Attorney Docket Number:: TOW-099US

Request for Early Publication?::

Request for Non-Publication?::

No
Total Drawing Sheets::

Small Entity?::

No

Secrecy Order in Parent Appl.?:: No

#### **Applicant Information**

Petition included?::

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Initial 04/27/05

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Correspondence Information

Correspondence Customer Number:: 00959

Representative Information

Representative Customer Number:: 00959

# **Domestic Priority Information**

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This Application	National Stage of	PCT/JP03/13756	10/28/03

# **Foreign Priority Information**

Country::	Application number::	Filing Date::	Priority Clalmed::
Japan	2002-313242	10/28/02	Yes
Japan	2002-336742	11/20/02	Yes
Japan	2002-336753	11/20/02	Yes
Japan	2003-360900	10/21/03	Yes
Japan	2003-360907	10/21/03	Yes

# **Assignee Information**

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